\$10,000 FOR SON'S DEATH

Rapid Transit Company.

(From Wednesday's Advertiser.) Manuel Ferreira's suit for \$10,000 damages against Honolulu Rapid Transit & Land Co., on account of the killing of plaintiff's son by an electric car on Lillha street in November, 1991, soon after that line was opened, came on for trial before Judge Robinson Monday morning, but a jury was not obtained until after a special venire was re-turned yesterday morning. Holmes & Stanley and E. M. Watson appeared for plaintiff, and Castle & Withington and license to sell the minor's real estate.

W. L. Whitney for defendant. Both sides exercised all their challenges before the following named jurors were found satisfactory and sworn: M. J. Carroll, Arch. S. Robertson, W. C. Wilder, John H. Naone, Starr Kapu, Jas. D. Dougherty, S. Wm. Spencer, Geo. Dillingham, R. L. Scott, John An-

drews, Patrick Ryan and Emmett May.

After a good while in negotiating the conditions, the proposition of the plaintiff's counsel to have the jury view the scene of the accident was adopted. The defendant provided a special car for the

STORY BY EYEWITNESS.

Captain Richard, a veteran native cowboy who was an eyewitness of the accident, testified in the afternoon. He was returning from a cattle-driving ex-pedition in the back country, with him being George How and young Fer-reira, all on horseback. Witness felt a the house of Mr. Vanderbilt in New great attachment for Ferreira, saying in the course of his evidence that he the Roman Campagna, of Praxiteles's had known him from the time he was a Head of Hermes, of Donatello's St.

The three cattle drivers were at a point on Liliha street, between Wyllie and Judd streets, when they saw a carapproaching from town. They halted their horses at one side of the road to see the car pass. After it had passed they proceeded down the street toward, town, Richard living some distance farther along off Liliha street. The car was returning townward a little teresting exhibit not only to the stu-later and overtook the riders. At that dents but to the friends of the school time the margin of the road outside the car track on the Ewa side was narrow and not in good repair, while there was comparatively smooth going on the Walkiki side where all the wheeled traffic went. Witness and Holt, the lat-ter being on a skittish horse, took the nolulu. Waikiki side and witness called on Ferreira to cross over with them. The boy replied that he was all right, as there was room enough for one horse on the Ewa side.

The car was first observed approaching them from the rear at a distance of about fifty yards. Witness testified that the motorman did not put on brakes or check the speed of the car as it came on. The boy Ferreira's horse had taken fright at the car and was running away with a sidling pace. It got upon the track and was struck by the car. The boy was thrown in front of the car and his horse ran away. Not until the horse was struck, the witness testified, did the motorman put on brakes. When the car was stopped the dead body of the boy was found underneath the car midway between the front and rear wheels. From the place where the horse was struck to that where the car stopped witness said the distance was the same as between two trolley poles.

The old man did not wait to see all that was done. "I felt sad," he said as reason for leaving, "because I was fond of the boy." There was no doctor on spot while witness was there.

A good deal of discussion between counsel took place over evidence of Richard as to the car's speed. In former days, as his title suggested, he was an inter-island skipper. He said he could hardly compare the car to a sailing vessel by way of getting at an estimate, as sometimes there was no wind for the vessel and she did not make so many knots then. Asked if he first wife, Maria Tunstead, in cars, his answers revealed that he had never ridden upon one. Horseback was here, and that he had again married. always his preference for land travel. She wrote to a friend here, and wife make an estimate on the basis of a had a wife who was undivorced from horse's speed. He believed if he made him. Mr. Nicolson heard that Mr. miles an hour in the saddle. From that he judged that the car, when the above warrant It struck young Ferreira's horse, was going faster than he could make his tion without bail. He is a well known horse go, hence it was more than twen- athlete and an active association foot-

Dr. J. T. McDonald, who conducted games. the post mortem examination, testified as to the cause of young Ferreira's death, giving a technical description of the fatal injuries.

INHERITANCE PAID OVER.

J. O. Carter, guardian of Charles Mark Hardee, miner, has filed a settlement of accounts and receipt with a petition for discharge. The miner came of age on March 10, 1904. His share under the will of his father, less legal charges, was fifth it and this has been paid over to him by the guardian in 13560 of Walalus bonds and \$572.44 cash.

DIVORCES GRANTED. Judge for Holt granted a discover to HIPSEN HORSENSKA ARREITER KER WITH MUSIC AND Protongoles are the ground of now on it can insured printingly obliged in the likely it A Hamitati approved for the District Historical & Willer for the Dis-After the District and rested, his a extens galact first the system galact reningest tolder a will time great the about a fit file file of such

of the youngest child to the mother.

Judge De Bolt granted a divorce to
Arcenia de F. Souza against Jose de Souza on the ground of habitual drunk-

WANTS HIS MONEY.

W. A. Wall, commissioner in the partion suit of M. F. Scott vs. Pilipo al., by his attorneys, Castle & With-ington, has filed a motion for order of payment of the several accounts and bills filed in the case for work, labor and services in connection with the Suit Against the partition and moneys actually paid out in such behalf. There is a total of \$603 for sundry purposes and a bill of \$250 from Castle & Withington for searching title.

DEMURRER TO INJUNCTION.

M. F. Prosser, Assistant Attorney General, has filed a demurrer to the bill for injunction of John Lucas against Hawalian-American Engineering & Construction Co. and C. S. Holloway, Superintendent of Public Works. It points out alleged flaws in the complaint and prays that respondent Holloway be dismissed from court with his

DEATH OF HEIR.

Edmund H. Hart, guardian of the es of Kawaihaunulokahoupookane, alias Kawaihau Mahuka, a minor, suggests to the court the death of the minor and discontinues his petition for

GAUDEN'S WORK AT OAHU COLLEGE

Mrs. Oliver P. Emerson has lent to Oahu College several valuable works of art. They include a bas-relief of Bastien-Lepage, the celebrated French painter, by St. Gaudens and photographs of several of St. Gaudens' other works. Among these latter are the Figure of an Angel, which is the Smith Memorial at Newport, R. I.; the Shaw Memorial, at Boston; The Puritan, at cessions to the College Art collection will be placed in Pauahi Hall. In the main Assembly Hall will be grouped the St. Gaudens' collection where they may be viewed under favorable conditions and studied. The other photographs will be hung in the recitation rooms. This valuable collection will be an ingenerally for, in addition to the photographs of the celebrated works of art gathered by Mr. and Mrs. Emerson when they were in Europe, it makes the best and most complete representa-

POLYGAMY CHARGE FACES MACKINTOSH

On a charge of polygamy, D. A. Mackintosh, a well known young man here, was arrested yesterday by Detective Renear on a warrant sworn to by Daniel Nicolson, stepfather of Clara Neidering, alleged wife No. 2. Mr. Nicolson is the assistant superintendent of the Rapid Transit Company. In his complaint Mr. Nicolson makes the following allegations:

That one D. A. Mackintosh did, in Honolulu, Island of Oahu, Territory of Hawaii, during one month last past prior to and including the 31st day of January, 1904, being a married person to wit, the married husband of one Marion C. Tunstead, cohabit as husband and wife, with another, to wit, with one Clara Neidering, to whom he was married in Canada, while his said first wife was still living and undivorced, and he, the said D. A. Mackintosh, did then and there and thereby commit the crime of polygamy, contrary to the provisions of section S6 of the Penal Laws of 1897, of the Territory of Hawaii.

DANIEL NICOLSON. (Signed)

It is alleged that Mackintosh left his was familiar with the speed of electric Francisco several years ago. Lately wife No. 1 heard of Mackintosh being At length the court allowed him to No. 2 heard that her husband already his horse gallon hard he could do Mackintosh intended leaving Honolubi on the China and yesterday swore to

Mackintosh is held at the Police Staball player during the last season's

SUGAR BOILER'S HOUSE BURNED AT LAHAINA

To the Advertiser from Labalna: Su garboiler Henning's house was discov-ered on fire at 1 p. m. Fire started on the roof, due probably to sparks from the mill. No one was in the house at Mr. Carter was appointed guardien of the thee. The Laborna Salvage Corps, the Harder minors on Toxonber 22. formed of null hands saved practically all the Involuter and prevented the Sorrow from spreading to adjoining buildings. Herotty's family is in Hoteley. The house site totally consone.

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OF ODDFELLOWSHIP

(From Wednesday's Advertiser.)

Last night the combined organizations of the Independent Order of Odd Fellows in Honolulu celebrated the eighty-fifth anniversary of the order by literary exercises and a dance in Progress hall. Decorations of the hall con-sisted of United States flags and lodge banners effectively draped or hung. Two banners effectively draped or hung. Two large flags, each caught up with tas-seled cord and the floats of both gathered with a Hawaiian ensign shield having I. O. O. F. emblems on the

Harmony primary lodges, and Pacific and Olive Branch lodges of the Re-bekah degree for ladies.

Bro. E. A. Jacobsen, shortly after 8 o'clock, called the assembly to order and asked Dr. C. T. Rodgers, Past Grand, to invoke the divine blessing.

Bro. Ed. Hingley, District Deputy Grand Sire, after the opening prayer read the proclamation of observance of the aminorstary. the anniversary.

MR. MAGOON'S ADDRESS.

Bro. J. Alfred Magoon, Past Grand, now delivered the anniversary address, headed on the program, "Remarks on Oddfellowship." He said in part:

The motto of our order is "Friendship, Love and Truth." I am at a loss to understand why the word "Friendship" was made a part of this motto, unless for euphony; tor certainly love includes friendship. If for euphony, I freely admit that the words love and what words express more than love and truth? They are the sum and substance of everything under the starry York. There are also photographs of canopy of heaven. The passion of love the Roman Campagna, of Praxiteles's Head of Hermes, of Donatello's St. George, of Michelangelo's David, and of Verrochio's General Colleoni. These by which we are enabled to investigate the relation between cause and effect, and thereby arrive at ultimate struth, differentiates man from the beast in his intellectual characteristics. * *

Superstition, whose irreconcilable enemy is knowledge, and every phase of lodges for the benefit of Odd Fellows which is soon to pass away under the dissolving rays of reason, assisted by thorized by the laws of the Order in the dissolving rays of reason, assisted by scientific investigation, held full sway in Hawaii nei until the year 1820. * *

But though the chiefs have renounced and their families for purposes not authorized by the laws of the Order in the disbursement of Lodge funds. * * *

Though Odd Fellowship has witnessed the emancipation of the slave, the

no longer perform their mystic and bloody rites of the heiau, and though on the ruins of their temples altars are now

On the first day of January, 1863, the sun rose in all its splendor upon millions of human beings in our own land. The complete emancipation of woman in bondage and in chains; but before it sank beneath the Western horizon of that Winter day, they were free-a

THE WORRIED WOMEN.

They say men must work and women must weep; but alas, in this too busy world women often have to work and weep at the same time. Their holidays are too few and their work heavy and monotonous. It makes them nervous and irritable. The depressed and worried woman loses her appetite and grows thin and feeble. Once in a while she has spells of palpitation and has to lie up for a day or two. If some disease like influenza or malarial fever happens to prevail she is almost certain to have an attack of it, and that often paves the way for chronic troubles of the throat, lungs and other organs; and there is no saying what the end may be. Let the tired and overladen woman rest as much as possible; and, above all, place at her command a bottle of WAMPOLE'S PREPARATION

a true and sure remedy for the ills and maladies of women. It is palatable as honey and contains all the nutritive and curative properties of Pure Cod Liver Oil, combined with the Com-pound Syrup of Hypophosphites and the Extracts of Malt and Wild Cherry. Search the world over and you will find nothing to equal it. Taken before meals ir improves the nutritive value of ordinary foods by making them easier to assimilate, and has carried hope and good cheer into thousands of homes. It is absolutely reliable and effective in Nervous Dyspepsia, Impaired Nutrition, Low Vitality, Wasting Conditions, Melancholy, Chlorosis, Serafula, and all troubles of the Throat and Loops, Dr. E. Hoyes sayer "I have found it a preparation of great morit. In a recent case a patient gained nearly teenty pounds in two months treatment, in which it was the principal remained a gent." It carries the guarantee of religibility and cannot fall or steeppoint jon. At chemists.

work made possible by intellectual giants such as Garrison and Lovejoy, Phillips, Beecher and Whittier, with the cooperation of Harriet Beecher Stowe, Julia Ward Howe, Lydia Maria Child, Lucretia Mott, and a host of others whose names are too numerous to mention here, as noble a band of women as ever lived, whose courage through twenty. ever lived, whose courage through twenty years and more, in one of the most bitter struggles that was ever known, never failed, and whose zeal, even mob violence could not cool. And this brings me to that part of my subject where it The local organizations consist of cloved sisters, the Daughters of Rebecca.

Polynesian encampment, Excelsion and Harmony primary lodges and the state of the constant part of my subject where it is proper to make mention of our beloved sisters, the Daughters of Rebecca.

lows is a benevolent institution having a special care for the widow and the orphan. An Odd Fellow who sees the darkness of death overshadowing him knows that his widow and child will be the objects of the loving care of his brothers. What greater comfort can a man receive at the inexorable approach of death than to feel that the loved ones he is leaving will be protected. This feature alone is enough to make the organization immortal. A part of its work is to visit the sick and to bury work is to visit the sick and to bury the dead, but when we have followed our brother to his final resting place we are called together once a year to memo-rialize his virtues. We not only visit our brothers when they are sick, but we give them material aid while they are disabled. Whether they desire it or not they are to receive regular weekly allowance for support and sustempres freely admit that the words love and truth do not sound so pleasing to the ear as friendship, love and truth. But what words express more than 10 miles are to receive regular weekly allowance for support and sustenance. We therefore embody the principles of life insurance with much more beneficial results than is to be obtained to the contract of t other form of insurance. In looking over the report of one of the large life insurance companies in the United States for last year, I saw that it had paid to its policy holders almost 2 t-2 millions of dollars (\$2,423,856,33), while during our last fiscal year, Order during our last fiscal year our Order paid in sick and funeral benefits, and to widows and orphans over 3 1-2 millions of dollars (\$3.559,794.36), and this does not take into account the large amount that must have been raised during the same period by contributions taken up in

ed the emancipation of the slave, the ed their ancient idolatry, and the priests partial emancipation of woman, and many other reforms, we must not rest content. * * * The great evil of intemperance still stalks abroad in the land like a hydra-headed monster. "Who being crected for worship of the living land like a hydra-headed monster, "Who God, yet the deep impressions made in hath woe; who hath sorrow; who hath God, yet the deep impressions made in childhood by the songs, legends and horrid rites connected with their long testablished superstitions, and the feelings and habits cherished by them in subsequent life are not, by the simple proclamation of a King or the resignation of a priest, to be removed at once from the mind of the unenlightened Hawaiian, who in the sighing of the breeze, the gloom of the night, the boding eclipse, the meteor's glance, the ing eclipse, the meteor's glance, the ands of years ago, and yet the curse of lightning's flash, the thunder's roar, the the use of alcoholic liquors appears earthquake's shock, is accustomed to to be as great as ever. All efforts to recognize the dreaded presence of the put it down seem to be in vain. The agonizing cries and groans of outraged

is a consummation worthy of the greatest efforts of our Order. Our forefathers of American Independence fought against taxation without representation. Every woman who owns property today is taxed without repreentation. The only reason that woman has not a direct voice in her own government is that a great many of ex do not desire it, and what has been accomplished so far has been forced upon her against their vigorous pro-

Then finally let us as brothers and sisters of the fraternity of the Indepen-dent Order of Odd Fellows pledge ourselves anew to the principles of Friendship, Love and Truth. Let us put on our armor and dedicate ourselves to the continuance of the great moral battle in which the civilization of the world is now engaged to final victory. Let us strive to the end that it may be said of each as the last sad tribute of respect is paid us; "He added to the sum of human joy

and were every one to whom he did some loving service to bring a blossom to his grave he would sleep tonight be-neath a wilderness of flowers."

MR. BANSLEY'S ADDRESS. Bro. W. J. Bansley delivered an address on "Foreign Oddfeilowship," both hibited. The bird in question is some nstructive and eloquent, which was heartily applauded.

Since that day exactly 85 years ago, when Thomas Wiley and four compan- latter. The reason why the starling is Odd Fellowship had grown until the frugivorous, being particularly fond of latest records showed 23,000 subordinate cherries and some varieties of pear (not and cantons, with an aggregate membership of 1,330,000. It was safe to say habit of digging into the soil after cutthat today the order contains 1,500,000 worms, etc., Mr. Munro is perfectly members.

North America ther had see. Some diversity exists effected, if it could be legalified in the method of conducting lodges. The minute for instance, in certain those forcian jurisdictions, due to tecnities, destroys thousands of the The minute for instance, in certain together the state of the state of

Fellows of foreign jurisdictions differed from the American fraternity in some respects, they were just as faithful to the principles of Friendship, Love and Truth. New Zealand was taking steps to establish an Odd Fellows home. Danish Odd Fellows had erected a hospital for lepers in Iceland and any possible of the principles of Friendship, Love and Truth. New Zealand was taking steps to establish an Odd Fellows home. Danish Odd Fellows had erected a hospital for lepers in Iceland and any possible of the principles. pital for lepers in Iceland and present-ed it to the Government of Denmark for all time. In Copenhagen their fraternity had ourchased the Schimmelmann Palace of Music, formerly the palace of Prince Frederick, at a cost of \$1,100,000 and transformed it into an Odd Fellows Home. The Swedish Odd Fellows had bought for a similar purpose a building at a cost approximating \$1,-

000,000. Mr. Bausley spoke of the great benefit of the order to young men from home and proceeded to speak of poor success in endeavoring to establish the order in South American countries. It had died out in Chili and Peru and was evidently

on its last legs in Argentina. From 1830 to the present time \$100,000, 000 has been expended by Odd Fellows for the relief of the sick, burial of the dead and care of widows and orphans, yet the expenditures on lodge records were far from telling the tale of behevolence.

The speaker told of the orphanage today sheltering 150 orphans established, maintained and managed at Gilroy, Cal., by the Rebekahs. From this he concluded by saying that a degree might yet be created with more impressive ceremonies and gorgeous regalia than that of Rebekah, but none but the all-seeing eye of God would ever be able to fully distinguish the beauty of the work done by the Sisters of Rebekah. ENTERTAINMENT.

Sister Margaret Howard, Past Noble Grand, gave a recitation with beautiful

Instrumental music was rendered by Bros. C. A. Simpson, guitar, and H. Simpson, mandolin,

A recitation by Bro. H. T. Moore concluded the literary program. It was a good effort and amidst the applause that followed Mr. Jacobson announced the dance. At this chairs disappeared lke the seats of a circus tent during 'the after piece."

There were fourteen items, with three extras, upon the dancing engagements card. The Ellis Bros. furnished the

Committees for carrying out the elebration were as follows: Reception-Bro. E. E. Hingley, D. D. 3. S., Bro. L. Todd, Bro. Z. Copeland. Sister F. M. Coon, P. N. G., Sister May Weir, P. N. G. Entertainment—Bro. F. M. McGrew

Bro. W. F. Hall, Sister May Weir, P.

Hall and Music-Bro. F. G. Noyes Bro. Paul Smith, P. G., Sister Mabel Bruns. Decorations-Bro. W. F. Hall, Bro

Paul Smith, P. G., Bro. F. M. McGrew Bro. E. A. Jacobson, Bro. F. G. Noyes. Floor Committee-Bro. F. G. Noyes floor manager; Bro. B. F. Boyden, Bro. Paul Smith, P. G., Sister Mabel Bruns.

Perkins Points Out a Possible Danger to Hawaii.

The little British starling will not be Japanese beetle and earth worms. Professor R. L. C. Perkins, assistant su-

perintendent of entomology, presented a report on the matter to the Board of Agriculture yesterday in which he suggested possible dangers, and pointed out that the introduction of the starling was prohibited by federal statute.

It was decided therefore that nothing further be done in regard to the introduction of the starling. Mr. Perkins' recommendations on the subject were as follows:

Honolulu, April 22, 1904. Board of Commissioners of Agriculture and Forestry, Honolulu, T. H.

Gentlemen: With regard to the letter of Mr. Munro referred to me, to report on, concerning the introduction of the "British starling," I may say that the introduction of this bird into the United States is absolutely prowhat allied to the "minah," but in my opinion, in this country, & it should thrive, would be vastly superior to the ions instituted the order at Baltimore, prohibited is clearly because it is partly dges. Rebekah lodges, encampments alligator pears); but the majority of The great mass of this num- correct in saying it would be most benewas confined to the continent of ficial against these and against Japanese beetle, the larvae of the latter There were six independent jurisdic-ous. Australia had 288 subordinate signs with 20,000 members. Germany of these birds, ever seeing beneficial in-ad of lodges with 5200. Sweden had seets in the stomach of the starling. to lodges and 2700 members, and Den-but with this or any other bird, the full-mark to with a mouthership of 2000, est investigation on this point would The Netherlands and Switzerland to have to be made before importation is

Yours old Ministry, PRINTING. 222 War 11: 26 Appaids Torres July Av. 26.

Delige of Knot Starf in Fract Market

IN WAIANAE

Fencing Proves to Solve Vexing Problem.

As a result of the fencing in of the upper lands in Ewa and Waianae, the Waianae mountains are again being overgrown with forest trees. Ralph S. Hosmer, superintendent of Forestry, who has just returned from an investigation of the forestry question on the other side of the island, is greatly en-couraged over the results of his trip.

"I made the trip in company with H. M. von Holt," said Forester Hosmer yesterday. "After leaving Honolulu we went to the ridge of Walanae hill, where Mr. von Holt has his summer camp. On the way down from there we passed the plot where the Oahu Railway is making an experiment with trees. A tract of two or three acres has been planted with eucalyptus, gravellia robusta and other trees and they are all doing well. The experiment station is at an elevation of about 1800

"We then rode up the basin, paralelling the Waianae hill, to the upper edge of Waianae-uka where is located the United States military reservation. Some of the grazing land in this district has been set aside by the owners as private forest reserves. Fences have been erected at different elevations, by various owners, and the cattle are kept out. The first night we spent with Manager Buick of Lellehua Ranch.

"The next day we went through the Wahlawa colony and part way along the trail which follows the main ditch into the mountains, seeing the forest there which is under fence. Then we came down into the valley back of the Oahu Plantation and went into the woods again, where the Oahu Railway had fenced off the lands leased from the Bishop Estate.

"Where the fence has been erected on the western side of the main ridge the forest is becoming much thicker, as the cattle are kept out. On the Waianae hill the increase in the density of the forest is not so marked although the trees are in much better condition where the cattle have been kept out, than in the portion where they were allowed to range. There is also a per-ceptible difference in places where the wild goats are allowed to run. Around the von Holt summer place where the goats have been kept out by frequent killings the trees have taken a new lease of life. Koa, kukui and sandal wood are growing beautifully now.

"It was very encouraging to me to see how the private property owners in these two districts have been helping out the forests. In the co-operation of the land owners, by keeping out cattle and goats, is one of the main aids to the final solution of the forestry problem for Hawaii."

BAD COMPANY

Not a Home in Honolulu Where This Visitor is Welcome.

The most unwercome visitor in Hono-

Is any itching skin disease. Itching piles is known in nearly every household.

Ard eczema is no stranger. They're both bad company. . They come early-stay late.

We always say "good riddance" when they go. Know how to keep them away? Use

Doan's Ointment. Doan's Cintment cures piles and all itchiness of the skin. A Victoria, Australia man endorses our claims.

Mr. William Preston has been a resident of Victoria for over half a century and therefore will be known to many of our readers. Mr. Preston is at present residing at No. 68 Argyle St., St. Kilda. He says: "For some considerable time I have been troubled with Eczema on my legs. The irritation at times was very great especially at night, and it caused me considerable annoyance. I obtained a pot of Doan's Ointment and I must say that it allayed the irritation almost immediately. Doan's Cintment is a good remedy and I can highly recommend it for Eczema."

Doan's Cintment is splendid in all diseases of the skin, eczema, piles, hives, insect bites, sores, chibbiains, etc. It is perfectly safe and very effective.

Doan's Cintment is sold by all chemists and storekeepers at 50 cents per box (six boxes \$2.50) or will be mailed on receipt of price by the Hollister Drug Co., Agents for the Hawai-

